

HOUSE BILL 1305

M3

9lr2966

By: **Delegate King**

Introduced and read first time: February 13, 2009

Assigned to: Environmental Matters and Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Coal Combustion Byproducts – Department Regulations –**
3 **Transport and Beneficial Use**

4 FOR the purpose of requiring the Department of the Environment to adopt certain
5 regulations regarding coal combustion byproducts by a certain date; defining
6 certain terms; and generally relating to the regulation of coal combustion
7 byproducts.

8 BY adding to

9 Article – Environment

10 Section 9–281 to be under the new part “Part VII. Coal Combustion Byproducts”

11 Annotated Code of Maryland

12 (2007 Replacement Volume and 2008 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article – Environment**

16 **9–279. RESERVED.**

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18 **PART VII. COAL COMBUSTION BYPRODUCTS.**

19 **9–281.**

20 (A) (1) IN THIS SECTION, “COAL COMBUSTION BYPRODUCT” MEANS
21 THE RESIDUE GENERATED BY OR RESULTING FROM THE BURNING OF COAL.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2) “COAL COMBUSTION BYPRODUCT” INCLUDES:

(I) FLY ASH;

(II) BOTTOM ASH;

(III) BOILER SLAG;

(IV) POZZOLAN, AS DEFINED IN § 15-407 OF THIS ARTICLE;

AND

(V) SOLID RESIDUALS REMOVED BY AIR POLLUTION CONTROL DEVICES FROM THE FLUE GAS AND COMBUSTION CHAMBERS OF COAL-BURNING FURNACES AND BOILERS.

(B) ON OR BEFORE DECEMBER 31, 2009, THE DEPARTMENT SHALL ADOPT REGULATIONS REGARDING:

(1) THE TRANSPORTATION OF COAL COMBUSTION BYPRODUCTS IN THE STATE; AND

(2) THE PERMISSIBLE BENEFICIAL USES OF COAL COMBUSTION BYPRODUCTS IN THE STATE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2009.